

NOTICE OF PENDING ORDINANCE
NOTICE IS HEREBY GIVEN

that at a meeting of the Council of the Borough of North Plainfield held on November 14, 2022 there was introduced and read for the first time, and passed on such first reading, an ordinance, a true copy whereof is printed below and that said Council did then and there fix the regular meeting of said Council to be held on December 12, 2022 at 7:30 p.m. or as soon thereafter as the matter may be heard, and the Borough Council Chambers, 263 Somerset Street, North Plainfield, New Jersey or virtual meeting as the place when and where said ordinance will be further considered for final passage, at which time and place, or at any time and place to which such meeting shall from time to time be adjourned, all persons interested will be given an opportunity to be heard concerning such ordinance.

The said ordinance as introduced and passed on first reading as aforesaid is in the following words and figures:

ORDINANCE NO. 22-12

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 2 OF THE BOROUGH CODE, ENTITLED “ADMINISTRATION,” MOST NOTABLY ARTICLE I, ENTITLED “ADMINISTRATIVE CODE,” SPECIFICALLY § 2-2, ENTITLED “OFFICE OF THE MAYOR,” BY ADDING A NEW § 2.2.3 ENTITLED “SALARY,” MORE SPECIFICALLY, § 2-3, ENTITLED “COUNCIL,” BY ADDING A NEW § 2.3.12, ENTITLED “SALARY OF THE BOROUGH COUNCIL PRESIDENT AND COUNCIL MEMBERS.”

WHEREAS, pursuant to *N.J.S.A. 40:48-1* and *N.J.S.A. 40:48-2*, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good of government, order, and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and,

WHEREAS, pursuant to *N.J.S.A. 40:69A-29*, each municipality governed by an optional form of government pursuant to the statute shall have full power to organize and regulate its internal affairs and to establish, alter, and abolish offices, positions and employments and to define the functions, powers and duties thereof and fix their terms, tenure and compensation; and,

WHEREAS, pursuant to *N.J.S.A.40:69A-180(c)* the Council shall fix the compensation of the Mayor, Council Members and department heads immediately after its organization at its organizational meeting; and,

WHEREAS, it is necessary, pursuant to said statutes, to enact such Ordinances and Resolutions which may be necessary and appropriate to set such salaries for the Mayor and Council at each reorganization; and,

WHEREAS, the Borough Council finds it necessary and appropriate to amend, revise and supplement Chapter 2 of the Borough Code, entitled “Administration”, most notably Article I, entitled “Administrative Code”, specifically § 2-2, entitled “Office of the Mayor,” by adding a new § 2-2.3, entitled “Salary,” and to amend, revise and supplement Chapter 2 of the Borough Code, entitled “Administration”, most notably Article I of the Borough Code, entitled “Administrative Code”, entitled “Council,” by adding a new § 2-3.12, entitled “Salary of the Borough Council President and Council Members.”

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Borough Code of the Borough of North Plainfield is hereby amended, revised and supplemented as to Chapter 2 of the Borough Code, entitled “Administration”, most notably Article I, entitled “Administrative Code”, specifically § 2-2, entitled “Office of the Mayor,” by adding a new § 2-2.3, entitled “Salary,” and to amend, revise and supplement Chapter 2 of the Borough Code, entitled “Administration”, most notably Article I of the Borough Code, entitled “Administrative Code”, entitled “Council,” by adding a new § 2-3.12, entitled “Salary of the Borough Council President and Council Members” as follows:

§ 2-2.3 Salary Of The Mayor.

There is established a salary for the office of Mayor of the Borough of North Plainfield. The salary of the Mayor of the Borough of North Plainfield shall be set forth in the Ordinance adopted at the organizational meeting of the Council immediately after its organization in accordance with N.J.S.A.40:69A-180(c). The filing of the Ordinance with the Borough Clerk shall be in lieu of codification of same.

§ 2-3.12 Salary Of The Borough Council President and Council Members.

There is established a salary for the office of Council President of the Borough of North Plainfield, and for the Members of the Borough Council. The salary of the Council President and Council Members of the Borough of North Plainfield shall be set forth in the Ordinance adopted at the organizational meeting of the Council immediately after its organization in accordance with N.J.S.A.40:69A-180(c).. The filing of the Ordinance with the Borough Clerk shall be in lieu of codification of same.

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. All ordinances or portions of ordinances that are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

2. If any provision or paragraph of this Ordinance shall be held invalid by any court of competent jurisdiction, the same shall not affect the other provisions or paragraphs of this Ordinance, except so far as the provision or paragraph so declared invalid shall be separable from the remainder or any portion thereof.

3. This Ordinance shall take effect, after final passage, twenty (20) days following action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable and publication in accordance with law, unless a resolution is adopted, pursuant to *N.J.S.A. 40:69A-181(b)*, declaring an emergency and providing that this Ordinance shall take effect at an earlier date.

Copies of the full Ordinance are on file with the Borough Clerk of the Borough of North Plainfield in the Municipal Building, 263 Somerset Street, North Plainfield, New Jersey. Copies may be obtained upon request and a copy is posted on the Bulletin Board in the Municipal Building reserved for such purpose.

Richard K. Phoenix, RMC
Borough Clerk